



School Building Authority of West Virginia
David L. Roach, Executive Director

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November 30, 2018

Mr. Michael Todorovich, Director
West Virginia Division of Homeland Security & Emergency Management
1703 Coonskin Drive
Charleston, West Virginia 25311

Dear Mr. Todorovich,

There is a pending lawsuit before Kanawha County Circuit Court, Civil Action No. 18-C-1418 asking the court to declare the September 4, 2018 meeting held by the School Building Authority of West Virginia invalid. The suit is asking that the FEMA 428 agreement signed on September 4, 2018 be annulled and further, the suit seeks to declare "that neither the SBA Board Chairman nor the Executive Director had the authority to sign the "Nicholas County Alternative Procedures Pilot Program Section 428 Agreement" during or after the September 4, 2018 meeting."

On October 22, 2018, the School Building Authority met to approve again and reaffirm our vote on the "Nicholas County Alternative Procedures Pilot Program Section 428 Agreement."

I am requesting an extension by FEMA to extend the official deadline for the signing of this agreement from September 25, 2018 beyond the October 22, 2018 meeting held by the School Building Authority in order to render the arguments of this lawsuit moot.

I sincerely appreciate your consideration of this matter.

Sincerely,

David L. Roach
Executive Director
School Building Authority of WV